IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

-

WRIT PETITION NO : 3642 of 2004

Between:

K. Umashankar Pathi, S/o. K. Bikshapthi,
H.No. 1-2-607/23/1/2/4/A, Ambedkarnagar,

Opp:NTR Stadium, Indirapark, Hyderabad.

..... PETITIONER

AND

The Regional Manager, Andhra Pradesh State

Transport Corporation, City Region,
Jubilee Bus Station, Secunderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more so a writ in the nature of mandamus directing the respondent to consider his appointment as driver-II as per the recruitment and selections in 2000.

Counsel for the Petitioner :MR.G.VASANTHA RAYUDU

Counsel for the Respondent : MR.K.HARINATH, SC for APSRTC

The Court made the following :

ORDER:

Heard the learned counsel appearing for the petitioner as well as Standing Counsel appearing for the respondent.

2 . The petitioner, in pursuant to the application, called for interview for the appointment as Class-II driver initially on daily wages. After succeeded in the driving test, medical test and interview conducted by the respondent authorities, he was selected and placed in reserved list at Serial No.448. Out of the total number of candidates selected for the post of Driver, 400 candidates were appointed as permanent drivers and 550 candidates were kept in reserve. The petitioner also informed by the authorities that he would be called as and when vacancy arises. During the strike period in the months of October and November, 2001, reserved candidates were advised to report but the writ petitioner was prevented from reporting to duty by the workers who are on strike. Subsequently, the names of the other candidates were considered as drivers by overlooking the candidature of the petitioner. For which, the petitioner got issued a lawyer's notice to the respondent authorities requesting for appointment as driver as against the vacancy arises, but no reply was issued by the respondent authorities.

3 . The only prayer in the writ petition is, to direct the respondent to consider his application dated 4.11.2003 for appointment as Class-II driver, as per the recruitment and selections held in the year 2000.

4 . Having regard to the facts and circumstances of the case, the respondent is directed to consider the application of the petitioner dated 4.11.2003 for his appointment as Class-II driver, as per the recruitment and selections, held in 2000, and pass appropriate orders within six weeks from the date of receipt of a copy of this order.

5. Accordingly, with the above direction, the writ petition is disposed of. No order as to costs.

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V. ESWARAIAH, J.

Date : JULY 22, 2004.

YS

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Regional Manager, Andhra Pradesh State

Transport Corporation, City Region,
Jubilee Bus Station, Secunderabad.

2. Two CD copies.